MINUTES FOR THE COURT OF APPEAL STATE OF CALIFORNIA SECOND APPELLATE DISTRICT

May 25, 2006

DIVISION ONE

B183843 People (Not for Publication)

v.

Christian P.

Condition of probation No. 21 is modified to provide: "Do not use or possess narcotics, controlled substances, poisons or related paraphernalia; stay away from places known to you to be where user's congregate." As modified, the order under review is affirmed.

Mallano, Acting P.J.

I concur: Rothschild, J.

I concur in judgment only: Vogel, (Miriam A.), J.

DIVISION TWO

Court convened at 9:00 a.m.

Present: Boren, P.J., Doi Todd, J., Ashmann-Gerst, J., Chavez, J. and Jim Guzman, Deputy Clerk.

Each of the following:

B182915	People v. Harris
B182218	People v. Peredo
B181971	People v. Davis & McGrath
B185911	People v. Flores
B187819	In re Araya C. (DCFS v. Adrian W.)
B187088	People v. Garcia
B184298	People v. Stanley
B187049	People v. Macklin
B180952	People v. Hernandez
B187050	In re Charlene L. (DCFS v. Darlene L.)

DIVISION TWO (Continued)

Each of the following (cont.):

B182761	People v. Alvarez & Rodriguez
B182290	People v. Gill
B182748	People v. Dontay T.
B181489	Treggett et al. v. Garlock Sealing Technologies LLC

Argument waived, cause submitted.

B187317 Stoll

v.

Congregational Homes Inc. et al.

Merits:

Argued by Paul Mahoney for appellant and by Gary Wunderlin and Roger Ginsburg for respondents. Cause submitted.

B181807 Boyd

v.

SBC Advance Solutions, Inc.

Merits:

Argued by Richard Ferko for appellant and by Gleam Davis for appellant. Cause submitted.

B186239 Pollock

v

University of Southern California

Merits:

Argued by Lyn Lemarie for appellant and by Christina McEnerney for respondent. Cause submitted.

DIVISION TWO (Continued)

B181352 Edwards

v.

Werner et al.

Merits:

Argued by Lloyd Wolf for appellants and by Bruce Altshuler for respondent. Cause submitted.

B182230 Whitney

v.

Playboy Entertainment Group, Inc.

Merits:

Argued by Anthony Glassman for appellant and by Donna Boris for respondent. Cause submitted.

Court in recess until 1:00 P.M.

Court re-convened at 1:00 P.M.

Present: Boren, P.J., Doi Todd, J., Ashmann-Gerst, J., Chavez, J. and Jim Guzman, Deputy Clerk.

B183740 People

v.

Moses S.

Merits:

Argued by Lynette Moore for appellant and by Daniel Chang for respondent. Cause submitted.

DIVISION TWO (Continued)

B185235 People

v.

Hong

Merits:

Argued by Maria Morrison for appellant and by Noah Hill for respondent.

Cause submitted.

B184638 Shin

v.

Ahn

Merits:

Argued by Kathryn Albarian for appellant and by Richard Knickerbocker

for respondent. Cause submitted.

B189507 Stavropoulos

v.

Superior Court, Los Angeles County

(Stavropoulos, r.p.i.)

Merits:

Argued by Ronald Kaplan for petitioner and by Phillip Segal for real party

in interest. Cause submitted.

B184265 Wells

v.

Biola University Inc.

Merits:

Argued by William Rehwald for appellant and by Mark Deutinger for

respondent. Cause submitted.

DIVISION TWO (Continued)

B185313 Pacific Pioneer Insurance Co.

v.

California Insurance Guarantee Assoc.

Merits:

Argued by William Davis for appellant and by John Marshall for respondent. Cause submitted.

B189512 In re Kiley G., a minor,

Department of Children and Family Services

v.

Superior Court, Los Angeles County

Desiree M. et al. (RPI)

Merits:

Argued by Olivia Ramirez for petitioner and by Patricia O'Connell (Desiree M) and Eva Chick (Phillip G.) for Real Parties in Interest. Cause submitted.

Court adjourned.

DIVISION THREE

B172533 Cornell Sterling Mayes, et al.

V.

David C. Bryan, etc., et al.

Filed order modifying opinion. It is ordered that said opinion be certified for publication pursuant to rule 976. (No change in the judgment)

DIVISION SIX

B183307 People (Not for Publication)

v.

Luis R.

The judgment is reversed and the matter is remanded to the juvenile court with directions to set a maximum term of CYA physical confinement based on the facts and circumstances of Luis's case. In all other respects, the judgment is affirmed.

Gilbert, P.J.

We concur: Yegan, J.

Coffee, J.

B182169 People (Not for Publication)

V.

Milton C.

The judgment is reversed and the matter is remanded to the juvenile court with directions to set a maximum term of CYA physical confinement based on the facts and circumstances of Milton's case. In all other respects, the judgment is affirmed.

Gilbert, P.J.

We concur: Yegan, J.

Perren, J.

B141751 Laursen et al., (Not for Publication)

v.

Evans

The judgment (orders) are affirmed. Costs are awarded to respondents.

Gilbert, P.J.

We concur: Yegan, J.

Perren, J.

DIVISION SIX (Continued)

B185713 People (Not for Publication)

v. Wood

The judgment is affirmed.

Gilbert, P.J.

We concur: Coffee, J.

Perren, J.

B186549 People (Not for Publication)

v.

Martinez

The judgment is affirmed.

Yegan, Acting P.J.

We concur: Coffee, J.

Perren, J.

B181732 People

v.

Jefferson

Filed order modifying opinion. Appellant's petition for rehearing is denied.

(No change in the judgment)

DIVISION SEVEN

B186816 People (Not for Publication)

v.

Coleman

The judgment is affirmed.

Woods, J.

We concur: Perluss, P.J.

Johnson, J.

B177807 AES Redondo Beach, LLC

v.

County of Los Angeles

Filed order denying petition for rehearing.

DIVISION EIGHT

B176369 People (Certified for Publication)

v.

Abel Mojica

For the reasons set forth above, the judgment is reversed.

Rubin, J.

We concur: Cooper, P.J.

Flier, J.

DIVISION EIGHT (Continued)

B180005 People (Not for Publication)

v.

Emery,

The matter is remanded to the trial court to calculate appellant's presentence custody credits. Upon remand, the trial court is also directed (1) to strike the ten year gang enhancement (§186.22, subd. (b)(1)) from appellant's sentence, and (2) to strike the parole revocation fine. The clerk of the superior court shall thereafter forward to the Department of Corrections the corrected abstract of judgment. As amended, the judgment is affirmed.

Rubin, Acting P.J.

We concur: Boland, J.

Flier, J.

B172503 David Mercer (Not for Publication)

v.

Barbara Farren

The order of December 9, 2003, is affirmed in part and reversed in part, with directions to (1) perform a guideline calculation and make the findings required by Family Code sections 4056, subdivision (a) and 4057, subdivision (b); (2) recompute wife's additional spousal support for 2002 in accordance with the judgment; and (3) enter a revised order accordingly. The February 24, 2004 order on attorney fees and costs is affirmed. Wife shall recover her costs on appeal; any attorney fees on appeal shall be awarded by the superior court.

Cooper, P.J.

We concur: Boland, Acting P.J.

Flier, J.

DIVISION EIGHT (Continued)

B174394 People (Not for Publication)

v.

Tony Manuel Barron

The judgment is modified by striking the 10-year enhancements imposed for count 1 and 7 under Penal Code section 186.22, and by reciting that on each of those counts appellant suffered an affirmative finding under section 186.22, subdivision (b)(1). As so modified, the judgment is affirmed. The superior court shall prepare and transmit an amended abstract of judgment, reflecting the modifications.

Cooper, P.J.

We concur: Boland, J.

Flier, J.

B176369 People

v.

Abel Mojica

Filed order denying petition for rehearing. The opinion filed on April 27, 2006, is hereby vacated. The clerk is directed to file a new opinion.

B176369 People (Certified for Publication)

v.

Abel Mojica

For the reasons set forth above, the judgment is reversed.

Rubin, J.

We concur: Cooper, P.J.

Flier, J.

DIVISION EIGHT (Continued)

B181376 Studor, Inc.,

v.

City Of Los Angeles et al.,

Filed order denying petitions for rehearing.